



REGISTRAR OF REGULATIONS

06 JUN 15 PM 3:38

## COMMONWEALTH of VIRGINIA

Department of Health  
DIVISION OF SHELLFISH SANITATION  
109 Governor Street, Room 614-B  
Richmond, VA 23219

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### NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 077-138, HUNTING, BAGWELL AND DEEP CREEKS

EFFECTIVE 26 JUNE 2006

Pursuant to Title 28.2, Chapter 8, §28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 077-138, Hunting, Bagwell and Deep Creeks," effective 4 August 2005, is cancelled effective 26 June 2006.
2. The shellfish condemnation area Number 077-138, shown as Sections A, B and C, is established, effective 26 June 2006. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Hunting, Bagwell and Deep Creeks, Condemned Shellfish Area Number 077-138, 26 June 2006" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

#### BOUNDARIES OF CONDEMNED AREA NUMBER 077-138

- A. The condemned area shall include all of Bagwell Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°48'00.2", -75°42'41.5") and (37°47'46.8", -75°42'34.6").
- B. The condemned area shall include that portion of Hunting Creek and its tributaries lying upstream of a line drawn between latitude/longitude coordinate (37°47'40.8", -75°42'47.1") and (37°47'35.2", -75°42'59.8").
- C. The condemned area shall include that portion of Deep Creek and its tributaries lying upstream of a line drawn between latitude/longitude coordinate (37°46'19.5", -75°44'52.6") and (37°46'23.5", -75°45'04.4").

Recommended by:

REC / by Robert W. Arde  
Director, Division of Shellfish Sanitation

Ordered by:

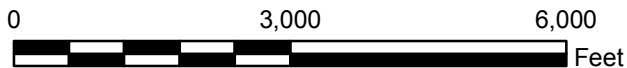
Robert W. Arde  
State Health Commissioner

06/14/2006  
Date

**VDH** VIRGINIA  
DEPARTMENT  
OF HEALTH  
Protecting You and Your Environment

[www.vdh.virginia.gov/shellfish](http://www.vdh.virginia.gov/shellfish)

**Virginia Department of Health  
Hunting, Bagwell and Deep Creeks  
Condemned Shellfish Area Number 077-138  
26 June 2006**



Geographic coordinates in NAD83 datum;  
shown in degrees, minutes & seconds.